



# **MIAMI-DADE COUNTY FINAL OFFICIAL MINUTES Metro Miami Action Plan Trust**

Office of the Metro Miami Action Plan Trust  
19 West Flagler Street  
Mezzanine Room 106  
Miami, Florida 33128

January 15, 2003  
As Advertised

Harvey Ruvin, Clerk  
Board of County Commissioners

Kay Madry Sullivan, Director  
Clerk of the Board Division

Jovel Shaw, Commission Reporter  
(305) 375-1289



**METRO-MIAMI ACTION PLAN TRUST  
MEETING OF JANUARY 15, 2003**

The Metro-Miami Action Plan (MMAP) Trust convened at 12:37 p.m., on January 15, 2003, at the Office of Metro-Miami Action Plan, 19 West Flagler Street, Mezzanine - Room 106, there being present Chairperson Dr. Marty Pinkston; Chair-Elect Mr. John T. Jones, Jr.; Trust members: Mr. Arthur J. Barnes, Dr. Bradford Brown, Mr. Torris Cooper, Mr. Tony Crapp, Jr., Ms. Marie B. Hyppolite, Ms. Beverly Kovach, Mr. Benedict P. Kuehne, Ms. Greicy Lovin-Meighan, Ms. Effie McCartney-Donaldson, Ms. Ruth Page, Dr. Marzell Smith and Ms. Cynthia A. Stafford; (The following members were absent: Mr. Miguel A. Amion, Sr., Mr. Andre McAden, Mr. Herbert Robinson and Mr. Daniel A. Wick); MMAP President/CEO Vincent Brown; Staff members: Mr. Randel Carr, Ms. Rachel Fredericq, Mr. Jose Gonzalez, Ms. Joann Hicks, Mr. Caesar Phillips, Ms. Natelege Powell, Ms. Gloria Taylor and Mr. Aaron Weeks; Mr. Gary Hartfield, Assistant to Assistant County Manager Tony Crapp, Sr.; Assistant County Attorneys Shannon Summerset and Cynji Lee; and Deputy Clerk Jovel Shaw.

**CALL TO ORDER**

Chairperson Pinkston called the meeting to order at 12:37 p.m. and asked for any changes to today's agenda.

Chair-Elect Jones requested that agenda item III (A) 3 entitled, "Budget Committee" be added to the agenda.

It was moved by Mr. Barnes that the Trust's meeting agenda be adopted as amended to include agenda item III (A) 3. This motion was seconded by Ms. Kovach, and upon being put to a vote, passed unanimously by those members present.

**APPROVAL OF MINUTES (Clerk of Courts)**

It was moved by Ms. Stafford that the Trust's meeting minutes of November 20, 2002, be approved. This motion was seconded by Mr. Barnes, and upon being put to a vote, passed unanimously by those members present.

It was moved by Ms. Stafford that the Trust's meeting minutes of December 18, 2002, be approved. This motion was seconded by Mr. Jones, and upon being put to a vote, passed unanimously by those members present.

Upon Mr. Barnes' request, Chairperson Pinkston asked the Clerk to correct the November 20, 2002, meeting minutes to reflect that Mr. Barnes was present.

SPECIAL NOTE: Upon verification of the attendance record for the November 20, 2002 meeting minutes by the Clerk's Office, Mr. Barnes was not present at the Trust's meeting.

Approved

## **I. MONTHLY STATUS REPORTS**

### **A. Action Committees**

- 1. Criminal Justice Sensitivity Action Committee**
- 2. Education Action Committee**
- 3. Community Economic Development Action Committee**
- 4. International Trade Committee**

Presented  
Presented  
Presented  
Presented

Chairperson Pinkston advised members of the Trust that the foregoing reports were submitted for informational purposes.

Mr. Jones stated the Criminal Justice Sensitivity Action Committee (CJSAC) met on January 14, 2003, to discuss concerns raised by members of the community and the conference to be hosted by the Committee. He stated the following two workshops would be conducted at the conference:

- 1) Nonviolence Economics: Planting the Seed and Reaping the Harvest
- 2) From the School House to the Jail House

Mr. Jones noted the youth workshop entitled "From the School House to the Jail House" would consist of two components: (1) "Keeping It Real" to be facilitated by Miami-Dade County School Board member Dr. Robert Ingram and (2) "A Menu for Success" to be facilitated by Dr. Donna Elam. He also stated Mr. Andrew Young or Mr. C.T. Vivian would be the guest speaker for the "Nonviolence Economics: Planting the Seed and Reaping the Harvest" Workshop.

Mr. Brown asked the CJSAC to submit a budget projection for the conference.

### **B. Units/Sections/Divisions**

#### **1. Fiscal Management**

Chairperson Pinkston stated the foregoing report was submitted for informational purposes.

Presented

#### **2. MLK Academy**

Ms. Fredericq presented the monthly status report regarding the Martin Luther King, Jr. (MLK) Academy.

Presented

In response to Dr. Smith's comments regarding the status of the science lab, Mr. Brown advised that a status report would be provided later.

Chairperson Pinkston appointed Ms. Kovach, Ms. Stafford, Dr. Brown and Ms. Lovin-Meighan to serve on the MLK Academy Advisory Committee. She noted the charge of the committee was to serve in an advisory capacity, rather than an

oversight committee. Dr. Pinkston noted guidelines needed to be established for the committee.

Mr. Kuehne recommended Dr. Smith be appointed to serve on the MLK Academy Advisory Committee.

Dr. Smith thanked Mr. Kuehne for the nomination, but declined.

Mr. Jones suggested the Chairperson of the Education Action Committee be appointed to serve on the Advisory Committee, since the committee would be involved in efforts to move the academy forward.

Following Dr. Smith's decline, it was moved by Mr. Kuehne that the Trust approve the appointment of Dr. Smith as Chairperson of the Education Action Committee to serve on the MLK Academy Advisory Committee. This motion was seconded by Dr. Brown, and upon being put to a vote, passed unanimously by those members present.

Pursuant to the foregoing motion, the membership of the MLK Academy Advisory Committee would be comprised as follows: Dr. Brown, Ms. Kovach, Ms. Lovin-Meighan, Dr. Smith and Ms. Stafford. Chairperson Pinkston also noted Ms. Stafford would serve as Chairperson of the MLK Academy Advisory Committee.

Following brief discussion regarding the status of the Budget Committee, Chairperson Pinkston requested staff review the meeting minutes of the MMAP Trust Retreat held on July 13, 2002, relating to the establishment of the committee.

In response to Mr. Crapp's, Jr. inquiry regarding the status of noncompliance issues at the MLK Academy, Mr. Brown noted discussions were held with the owner regarding the noncompliance issues with the City of Miami pertaining to the fire alarm system. Mr. Brown stated an agreement was made to withhold rent payments to the owner until the facility became compliant and the establishment of a fire watch by the City of Miami due to the failure of the owner to have a fire alert system. He informed the Trust that a \$250.00 fine was being imposed per day.

Discussion ensued among Trust members and staff regarding the lease payments, teachers' certification, insurance and salaries, and the City of Miami's fire watch.

In response to Dr. Smith's inquiry regarding insurance for the MLK Academy, Chairperson Pinkston requested the committee explore the possibility of securing coverage for the building and the contents.

**3. Teen Court**

**4. Economic Development**

**5. Housing**

Presented  
Presented  
Presented

Approved

Chairperson Pinkston stated the foregoing reports were submitted for informational purposes.

## **II. PRESIDENT'S ITEMS**

### **A. Musicfest**

Mr. Brown provided an overview of the Music Fest Miami Inc., final report, which he noted was presented at the last Trust meeting. He noted, however, that the report was not accepted by the Trust because the accounting principles utilized to generate the report were inappropriate. He noted Ms. Kathia Dash, representative for Music Fest Miami, Inc. was available today to address any questions or concerns from Trust members regarding the report.

Ms. Kathia Dash, Music Fest Miami (MFM), Inc. presented the progress report for the Jazz-matazz event hosted by MFM.

Discussion ensued in connection with the budget and revenue expenditures for the Jazz-matazz event.

Mr. Kuehne requested an evaluation of MMAP's exposure as it pertains to this event.

Mr. Crapp, Jr. expressed concern with the foregoing item. He suggested the Trust be a sponsor in the future rather than joint venture on projects similar to this one.

In response to Mr. Crapp's, Jr. comments, Mr. Brown discussed the role of the Trust and the MMAP Foundation in the joint venture.

Mr. Jonathan Black, Vice President, RPM Entertainment Consulting, appeared before the Trust and discussed the joint agreement between the MMAP Foundation, Inc., and Music Fest Miami, Inc. He concurred with the Trust's concern regarding the accounting principles utilized to develop the report.

Further discussion was held regarding the revenue generated and the expenditures for this event.

Discussion ensued among members of the Trust in connection with how to reconcile the foregoing matter.

Following Mr. Barnes' recommendation that the total profit in the amount of \$24,115.39 be given to the MMAP Foundation, Ms. Dash informed the Trust that the MFM portion of the revenues would be allocated to fund the scholarship program.

Upon concluding the presentation by Ms. Dash, further discussion was held among the Trust members regarding the options available to the Trust and the Foundation on how to reconcile this matter.

Mr. Crapp, Jr. recommended the Trust forgive the loan to the MMAP Foundation for the Jazz-matazz event.

Following further discussion, it was moved by Mr. Jones that the Trust forgive the Foundation's loan based on MFM promoting MMAP as a contributor to their scholarship fund. This motion was seconded by Ms. Kovach for discussion.

Upon concluding their discussion regarding the foregoing motion, it was moved by Mr. Jones that the Trust accept the \$12,057.70 in revenues generated from Music Fest Miami, Inc. and forgive the \$63,000 loan to the MMAP Foundation for Jazz-matazz. This motion was seconded by Mr. Barnes, and upon being put to a vote, passed by a vote of 12-0, Trust members: Mr. Amion, Dr. Brown, Mr. McAden, Mr. Robinson and Mr. Wick were absent; and Ms. McCartney-Donaldson abstained from voting on the foregoing matter.

### **B.Update on Northside Metrorail Project**

See agenda item III A (2).

## **III.TRUST ITEMS**

### **A.Memorandum of Approval**

#### **1. Jeff Watson Contract Renewal**

Mr. Brown presented the foregoing Memorandum of Approval providing for the renewal of the contract with J. Watson and Company to act as the consultant for the Meek Fund on behalf of the MMAP Trust. He stated the consultant agreed to the following scope of services involving the management of projects associated with the Overtown Revitalization efforts: the coordination and periodic updates on funded projects, the preparation of bid documents and bid proposals, the review of all bids proposals and providing recommendations to the Trust and staff, the submittal of written reports and recommendations to the Trust and staff, and the performance other duties as deemed necessary by the MMAP Trust.

See agenda item 3A2

It was moved by Mr. Kuehne that the Trust approve the foregoing Memorandum of Approval. This motion was seconded by Mr. Jones for discussion.

Approved

In response to Dr. Smith's inquiry regarding the additional duties to be performed by Mr. Watson, Mr. Brown stated Mr. Watson would provide assistance to loan recipients, to the Economic Development Unit in evaluating economic development opportunities as they became available, and to perform other duties deemed appropriate.

Following discussion regarding the contract renewal and the scope of services, Mr. Kuehne offered an amendment and suggested the Memorandum of Approval be amended to provide that six months after the October 1, 2002, effective date, the work performed and the amount paid be revisited to determine if an adjustment should be made.

It was moved by Mr. Kuehne the Trust grant authorization to renew the contract in an amount not to exceed \$24,000 with J. Watson and Company for an additional one year period -- from October 1, 2002 to September 30, 2003, subject to availability of funds, subject to the maximum amount payable for services rendered under the agreement in an amount not to exceed \$24,000, subject to parties agreeing that the amount payable under this agreement may be proportionately reduced at the discretion of the Trust, and with a caveat that the contract be revisited in six months to determine if an adjustment should be made. This motion was seconded by Mr. Jones, and upon being put to a vote, passed by a vote of 13-0, Trust members: Mr. Amion, Mr. McAden, Mr. Robinson and Mr. Wick were absent; and Ms. McCartney-Donaldson abstained from voting on the foregoing matter.

## **2. Hiring of outside counsel for the Metrorail Negotiations**

Mr. Brown stated the Trust agreed in concept to pursue the hiring of outside legal counsel to represent the Trust in negotiations with Alta Mira Limited, the sole proposer on the Northside Metrorail Station. He reminded the Trust members that the County Attorney's Office (CAO) ruled that it would be a conflict of interest for them to represent the Trust in any negotiations. Mr. Brown stated the foregoing issue regarding Metrorail negotiations may become moot if the County declared the Northside site as surplus land.

Mr. Kuehne recommended that a separate contract be awarded for the consultant service.

In response to Ms. Lovin-Meighan's suggestion that the foregoing matter be deferred, the Trust decided a separate contract should be executed, as recommended by Mr. Kuehne.

Mr. Brown clarified that staff recommended the approval of a contract with Becker and Poliakoff, P.A. in an amount not to exceed \$25,000 subject to a scope of services being defined in the contract and not an extension of the existing contract.

It was moved by Mr. Jones that the Trust approve a contract in an amount not to exceed \$25,000 with Becker and Poliakoff, P.A. to provide legal services for the development project at the Northside Metrorail site, subject to the inclusion of a provision outlining the scope of services in the contract. This motion was seconded by Mr. Kuehne, and upon being put to a vote, passed by a vote of 12-0,

Approved

Trust members: Mr. Amion, Mr. Crapp, Jr., Mr. McAden, Mr. Robinson and Mr. Wick were absent; and Ms. McCartney-Donaldson abstained from voting on the foregoing matter.

### **3. Budget Committee**

Chairperson Pinkston announced the minutes of the MMAP Trust Retreat scheduled for July 13, 2002, indicated a Budget Committee shall be appointed and the following individuals were appointed to serve as members: Mr. John T. Jones, Jr., Ms. Greicy Lovin-Meighan, Mr. Torris Cooper, Mr. Arthur Barnes, Ms. Effie McCartney-Donaldson and the Chairperson of the Trust would serve as an ex-officio member of the committee. She announced that Mr. Jones would serve as Chairperson of the Budget Committee until the end of this fiscal year.

#### **NON-AGENDA ITEMS:**

Mr. Brown announced that the MMAP Annual Conference Planning Committee meeting was scheduled for January 16, 2003, to be held at the MMAP's Office at 1:00 p.m. He also announced that on February 1, 2003, a celebration in honor of Jesse McCrary, Jr., Esquire, "A Living Legend," would be held at the Biltmore Hotel at 6:00 p.m. He noted a table of 10 would cost \$1,250.00 or \$125.00 per person. Mr. Brown stated that \$125.00 would be allocated from the CJSAC's budget for one person to attend the celebration.

Presented

Mr. Roy Hardemon, representing the Model City Administrative Board, appeared before the Trust and requested to be placed on a future Trust meeting agenda to discuss the HOPE VI project in the Model City area.

Presented

Chairperson Pinkston acknowledged Mr. Hardemon's request and asked him to attend the next Executive Committee meeting scheduled for February 5, 2003, at 2:00 p.m.

#### **ADJOURNMENT**

There being no further business to come before the Trust, the meeting was adjourned at 2:33 p.m.

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Chairperson Dr. Marty Pinkston